

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 6 1977

Returned to applicant for correction.....

Corrected application filed.....

Map filed JAN 6 1977

The applicant Frank Penola

P. O. Box 364, of Tonopah

Street and No. or P.O. Box No.

City or Town

Nevada 89049

State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.

2. The amount of water applied for is .557 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for irrigation and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 160 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 9, Township 11 North, Range 43 East, M.D.B. & M. - South 84° 00' West 945 feet to the SW section corner of Section 9, Township 11

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, North, Range 43 East, M.D.B. & M.

it should be stated.

6. Place of use SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 8, S $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 9, and SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 9, Township 11 North, Range 43 East, M.D.B. & M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about 1st January and end about 31st December, of each year.  
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) ditches - presently one artesian well - 6" casing 65 feet deep-

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$800.....30986
10. Estimated time required to construct works.....1 year.....
11. Estimated time required to complete the application to beneficial use.....4 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant.....s/ John R. Weber.....

By.....John R. Weber.....  
365 10th Street.....  
Sparks, Nevada 89431.....

Compared.....bs/sk.....dc/ga.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.557.....cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....January 18, 1978.....

Proof of commencement of work shall be filed before.....February 18, 1978.....

Work must be prosecuted with reasonable diligence and be completed on or before.....January 18, 1979.....

Proof of completion of work shall be filed before.....February 18, 1979.....

Application of water to beneficial use shall be made on or before.....January 18, 1982.....

Proof of the application of water to beneficial use shall be filed on or before.....February 18, 1982.....

Map in support of proof of beneficial use shall be filed on or before.....February 18, 1982.....

Commencement of work filed.....MAR 6 1978.....  
Completion of work filed.....MAR 10 1980.....  
Proof of beneficial use filed.....JAN 20 1983.....  
Cultural map filed.....JAN 20 1983.....  
Certificate No. 10764 Issued.....SEP 22 1983.....  
Recorded.....Bk. 66 Page.....  
County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this.....18th.....day of.....July.....

A.D. 19 77

State Engineer